

**5192. Adulteration and misbranding of beans. U. S. \* \* \* v. 187 Cases of Beans. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 7551. I. S. No. 12930-1. S. No. C-554.)**

On June 23, 1916, the United States attorney for the Eastern District of Michigan, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 187 cases, each containing 24 cans of beans, remaining unsold in the original unbroken packages at Detroit, Mich., alleging that the article had been shipped on December 22, 1915, by Abe Azen, Indianapolis, Ind., and transported from the State of Indiana into the State of Michigan, and charging adulteration and misbranding in violation of the Food and Drugs Act, as amended.

Adulteration of the article was alleged in substance in the libel for the reason that it consisted in whole or in part of a decomposed vegetable substance.

Misbranding was alleged for the reason that none of the cans containing the article bore a plain and conspicuous statement of the contents thereof in terms of weight, measure, or numerical count.

On October 20, 1916, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*